

REISSUE DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a reissue patent is sought on the invention entitled AUTOMATED SELF-CLEANING LITTER BOX FOR CATS, the specification of which is attached hereto.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to herein.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. § 1.56.

I believe that U.S. Patent No. 5,477,812 is wholly or partly inoperative or invalid by reason of the patentee claiming less than the patentee had the right to claim in the patent. In particular, claim 1 of U.S. Patent No. 5,477,812 contains recitations regarding a cat exit sensor and delay means which are too limiting of the invention and unnecessary in view of the

prior art. Claims 23 and 28 of the attached reissue application have limitations similar to those of claim 1, but define the invention with greater breadth.

All errors being corrected in the attached reissue application arose without any deceptive intention on the part of the applicant.

As a named inventor, I hereby appoint: Gary M. Hoffman, Reg. No. 26,411; Donald A. Gregory, Reg. No. 28,954; Thomas J. D'Amico, Reg. No. 28,371; Jon D. Grossman, Reg. No. 32,699; James W. Brady, Jr., Reg. No. 32,115; Mark J. Thronson, Reg. No. 33,082; and Richard J. Veltman, Reg. No. 36,957, my attorneys with full power of substitution and revocation to prosecute this application and to receive correspondence from and transact all business in the Patent and Trademark Office connected therewith.

Address all correspondence to:

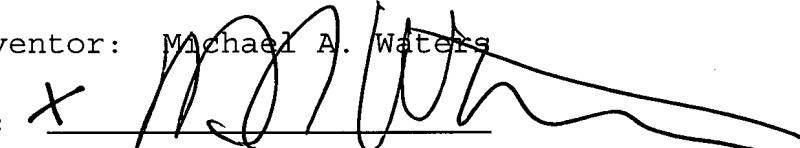
Donald A. Gregory, Esq.
DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP
2101 L Street, N.W.
Washington, D.C. 20037
(202) 828-2274

The undersigned hereby authorizes the attorneys named herein to accept and follow instructions from the agents and/or liaisons of the undersigned and/or the assignee of this application as to any action to be taken in the Patent and Trademark Office regarding this application without direct communication between the attorney and the undersigned. In the

event of a change in the persons from whom instructions may be taken, the attorneys named herein will be so notified by the undersigned and/or any assignee of this application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of Sole Inventor: Michael A. Waters

Inventor's Signature: 

Date: X 12/21/97

Residence: Barrington Hills, Illinois

Citizenship: U.S.A.

Post Office Address: 372 N. Bateman Circle,

Barrington Hills, Illinois 60010

PATENT
Docket No.: W5020.127

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
Michael A. Waters)
)
Serial No.: Not Yet Assigned)
)
Filed: Concurrently Herewith)
)
For: AUTOMATED SELF-CLEANING)
LITTER BOX FOR CATS)
)
U.S. Patent No. 5,477,812)
)
Granted: December 26, 1995)

OFFER TO SURRENDER

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The undersigned Applicant of the accompanying reissue application, based on U.S. Letters Patent No. 5,477,812, granted December 26, 1997, of which Waters Research Company is sole owner by assignment and on whose behalf and with whose assent the accompanying application is made, hereby offers to surrender said U.S. Letters Patent No. 5,477,812.

Date: X 12/21/97

By: X
Michael A. Waters

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:)
Michael A. Waters)
)
Serial No.: Not Yet Assigned)
)
Filed: Concurrently Herewith)
)
For: AUTOMATED SELF-CLEANING)
LITTER BOX FOR CATS)
)
U.S. Patent No. 5,477,812)
)
Granted: December 26, 1995)

ASSENT OF ASSIGNEE

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

The undersigned officer of the Assignee, Waters Research Company, of the entire interest in the above-referenced Letters Patent, U.S. Patent No. 5,477,812, hereby assents to the accompanying ~~reissue~~ application.

By:

X Michael A. Waters, President and CEO
Waters Research Company

Date: X 12/21/97

SOLE

ASSIGNMENT

WHEREAS, I, Michael A. Waters
of Barrington Hills, County of Kane, State of Illinois,
have invented a certain new and useful improvement in:

AUTOMATED SELF-CLEANING LITTER BOX FOR CATS

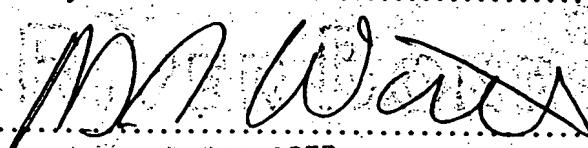
for which I am about to make application for Letters Patent of the United States; and

WHEREAS, Waters Research Company
a corporation organized and existing under and by virtue of the laws of the State of Illinois,
and having its principal place of business at 782 Church Road, Elgin, Illinois 60123,
is desirous of acquiring the entire right, title and interest in and to said invention, and in and to the Letters Patent to be obtained therefor;

NOW, THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration to me in hand paid, the receipt of which is hereby acknowledged, I have sold, assigned and transferred, and by these presents do sell, assign and transfer unto the said assignee, the entire right, title and interest in and to said invention as fully set forth and described in the specification prepared and executed by me on even date herewith, preparatory to obtaining Letters Patent of the United States therefor, together with all future improvements thereon and additions thereto, and United States patent applications which may be made therefor and any and all divisional, continuing and reissue applications therefor, and the patents which may be thereupon issued; and any and all rights to file applications and receive patents in countries foreign to the United States, the same to be held and enjoyed by the said assignee to the full end of the term for which said Letters Patents may be granted, as fully and entirely as the same would have been held and enjoyed by me had this assignment and sale not been made; and I hereby agree to sign all necessary papers in connection with the prosecution and assignment of each and every of said applications.

AND I do hereby authorize and request the Commissioner of Patents and Trademarks to issue the said Letters Patent to the said assignee of my entire right, title and interest in and to the same for the sole use and behalf of the said assignee, its successors and assigns.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 6th day
of January, 1995.


RECORDED
U. S. PATENT & TRADEMARK OFFICE

JAN 12 95

State of Illinois

County of Kane

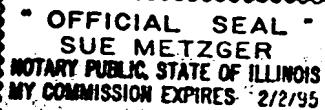
ss

I, Sue Metzger, a Notary Public,
do hereby certify that Michael A. Waters
personally known to me to be the same person whose name is subscribed to the foregoing instrument,
appeared before me this day in person and acknowledged that he signed, sealed and delivered said instrument
as his free and voluntary act for the uses and purposes therein set forth.

Given under my hand and notarial seal this 6th day of January, 1995.



Notary Public



CERTIFICATE UNDER 37 C.F.R. 2.73(b)Applicant: Michael A. WatersApplication No.: Not Yet Assigned Filed: Concurrently HerewithEntitled: AUTOMATED SELF-CLEANING LITTER BOX FOR CATS

Waters Research Company, a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. An assignment from the inventor(s) of the patent application identified above. The assignment was recorded in the Patent and Trademark Office at Reel 7323, Frame 160, or for which a copy thereof is attached.

OR

B. A chain of title from the inventor(s) of the patent application identified above, to the current assignee as shown below:1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____ or for which a copy thereof is attached.2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____ or for which a copy thereof is attached.3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____ or for which a copy thereof is attached. Additional documents in the chain of title are listed on a supplemental sheet. Copies of assignments or other documents in the chain of title are attached.

The undersigned has reviewed all the documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

12/22/97
Date
SignatureMichael A. Waters

Typed or printed name

President

Title